

**** E-filed May 3, 2010 ****

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ATTORNEYS FOR Plaintiffs,
KATHLEEN VENTIMIGLIA, INDIVIDUALLY, AND AS THE
GUARDIAN AD LITEM FOR STEPHEN VENTIMILIA AND KELLIE
VENTIMILIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KATHLEEN VENTIMIGLIA, individually,
and as the Guardian Ad Litem for
STEPHEN VENTIMILIA and KELLIE
VENTIMILIA,

Plaintiffs,

v.

UNITED STATES OF AMERICA,
CHAMBLIN-LANDES CONSTRUCTION,
INC., a California corporation; WWD
CORPORATION, a California
corporation; DAVID FULLER, individually;
JENNIFER RUDOLPH, individually;
LARRY GABRIEL, individually; LARRY
SPENCER CONSTRUCTION; and DOES
6-50, inclusive,

Defendants.

CASE NO. C 5:07-CV-5481 HRL
**STIPULATION AND ORDER
SUBSTITUTING A PARTY**

The parties to this action, through their respective attorneys of record, stipulate
and agree as follows:

- (1) KATHLEEN VENTIMIGLIA is no longer the guardian ad litem of her
daughter, KELLIE VENTIMILIA, due to the fact that KELLIE VENTIMILIA
has reached the age of majority as her date of birth is December 30, 1990.

(2) KELLIE VENTIMIGLIA is now added as a plaintiff in an individual capacity along with KATHLEEN VENTIMIGLIA.

(3) KATHLEEN VENTIMIGLIA will continue to be the guardian ad litem for STEPHEN VENTIMILIA, a minor.

Respectfully submitted,

DATED: April 29, 2010

JOSEPH P. RUSSONIELLO
United States Attorney

/s/

CLAIRE T. CORMIER
Assistant United States Attorney

DATED: April 29, 2010

CORSIGLIA, McMAHON & ALLARD LLP

/s/

BRADLEY M. CORSIGLIA¹
Attorneys for Plaintiffs,
KATHLEEN VENTIMIGLIA, individually, and
as the Guardian Ad Litem for STEPHEN
VENTIMILIA; and KELLIE VENTIMILIA,
individually

DATED: April 29, 2010

EMERSON, COREY & SORENSEN

/s/

JAMES D. EMERSON
Attorneys for Defendant,
Chamblin-Landes Construction, Inc.

DATED: April 29, 2010

VAN DE POEL, LEVY & ALLEN, LLP

/s/

BARBARA L. MILLER
Attorneys for Defendant,
Larry Spencer Construction

¹ I, Bradley M. Corsiglia, hereby attest that I have on file all holographic signatures for any signatures indicated by a "conformed" signature (/s/) within this e-filed document.

1 DATED: April 30, 2010

SEVERSON & WERSON

2
3 /s/

4 Bruce N. Furukawa, Esq.
5 Jeane Struck, Esq.
6 Austin B. Kenney, Esq.
7 Attorneys for Defendant,
8 WWD Corporation

9
10 ~~PROPOSED~~ ORDER

11 Pursuant to the stipulation of the parties and good cause appearing, IT IS SO
12 ORDERED.

13 DATED: May 3, 2010

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15 HON. HOWARD R. LLOYD
16 UNITED STATES MAGISTRATE JUDGE
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